

Interview Summary

Application No. 09/538,248	Applicant(s) Cheresh et al.	
Examiner Rebecca Prouty	Art Unit 1652	

All participants (applicant, applicant's representative, PTO personnel):

(1) Rebecca Prouty

(3) ~~Elizabeth Howe~~ Emily Holmes

(2) TALIVALDIS CEPURITIS

(4) David Cheresh

Date of Interview Nov 5, 2002

Type: a) ☐ Telephonic b) ☐ Video Conference

c) ☒ Personal [copy is given to 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No. If yes, brief description:

Claim(s) discussed: all

Identification of prior art discussed:

all particularly, van bruggen, Munshi, and Elicieri

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

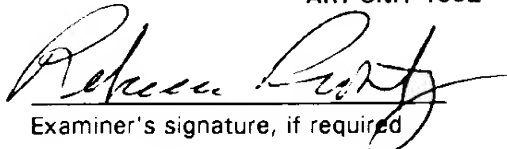
Applicants argued that current claims would not be obvious to one of ordinary skill in the art as there is not a reasonable expectation of success that inhibition of Src kinase would be successful at inhibiting vascular edema. Applicants argued that art is unclear as to the many pathways of activating Src kinase and as to how different means of activating Src result in different downstream effects. Applicants also argued that there is art suggesting that increasing VEGF can be used to successfully treat ischemic injury and that this teaches away from applicants invention. Examiner indicated that she would consider such arguments do appear to support non-obviousness but that she would have to reconsider the question of obviousness in light of any evidence that applicant could provide supporting such arguments including any or all of literature references and declaration(s).

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

i) ☐ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached

REBECCA PROUTY
PRIMARY EXAMINER
ART UNIT 1652


Examiner's signature, if required

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.